



EXCERPTS

BEFORE FEE REVISION COMMITTEE GANDHINAGAR

SHANTI ASIATIC SCHOOL

BOPAL, AHMEDABAD

TA. : DASKROI

DIST : AHMEDABAD

જાવક નં. : FRC/PRI-SEC-H-SEC/ORD/2728-
2732/19
તારીખ : 30/03/2019.....
શ્રી સુધારણા સમિતિ કાર્યક્રમ
ગાંધીનગર

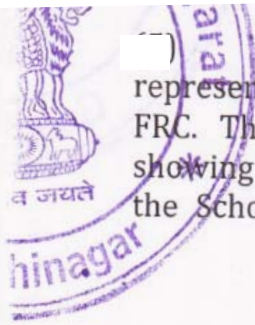
----- Applicant

O R D E R

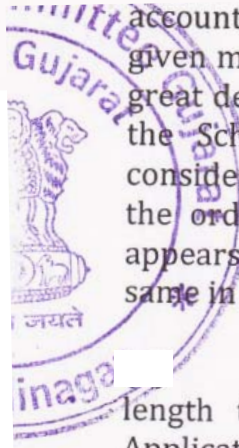
The Applicant School made proposal on 13/03/2018. FRC Ahmedabad Zone made a provisional order on 17/10/2018. The Applicant School filed objections vide letter dated 29/10/2018. Notice of hearing dated 13/11/2018 was issued fixing the hearing on

07/12/2018. The Applicant School filed further objections raised on 13/11/2018 received by the committee on 14/11/2018. The Applicant School filed various details on 07/12/2018.

The Applicant School has assailed the order passed by the FRC dated 24/01/2019 challenging interalia that the order passed by the FRC is not based on the facts and evidence on record of the case. It is submitted that the order passed by the committee does not disclose any reasons as to how the fees structure has been determined by it. It is submitted even though each and every expenditure referred to in the Application has been supported by audited accounts but there is no finding in the order which would suggest that there is any discrepancy in the audited accounts it is submitted that there is apparent error in calculation of the net surplus in paragraph 12 of the order. The FRC has not considered partnership expenses, expenditure on books, garden and botanical expenses and the depreciation which has been clearly mentioned by the School. The professional tax expenses and professional fees as advertising expenses, bank interest and financial charges, royalty expenses, deferred revenue expenditure has not been considered by the FRC in true perspective. The provisions contended in section 10 of the act has not been considered by the FRC. The impugned order does not provide for surplus and therefore it requires to be quashed and set aside.



We have considered the submissions made by the representatives of the school and perused the reasoning given by the FRC. The Applicant has provided all the necessary documents showing the fact as to in what manner the expenses were incurred by the School. It is true that certain expenses were not taken into



account by the School while passing the order. The School has also given meagre rise in the fees finalized for the School as mentioned in great detail in the table provided in paragraph 16 of the order. Thus the School in our considered view has either not taken into consideration the vital aspect as contended by the school nor passed the order after going through the record of the case. The order appears to have been passed in a cursory manner and therefore the same in our view requires to be reconsidered.

For the foregoing reason and without discussing at length the merits of the matter we partly allow the Revision Application and quashed and set aside the order to the extent discussed hereinabove. The matter is remanded to the FRC to consider the case *denovo* after giving fair opportunity to the Applicant to present its case. With these observations, the Revision Application stands disposed off accordingly.

Date: 26/03/2019
Gandhinagar.



Sd/-
Justice H. B. Antani
(Retired)

Vice Chairman
Fee Revision Committee

For & on behalf of
Fee Revision Committee

Certified Copy

सत्यमेव जयते

By Order
For & on behalf of
Fee Revision Committee

(D. S. Patel)
Member Secretary
Fee Revision Committee



Copy to: (For Information & necessary action)

- * 1. Fee Regulatory Committee, Ahmedabad-Zone, Ahmedabad
2. Dist. Edu. Officer, DEO office Ahmedabad Rural, Ahmedabad
3. Dist. Pri. Edu. Officer, DPEO office Ahmedabad, Ahmedabad